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SOUTHERN DISTRICT OF CALIFORNIA

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

June 2008 Grand Jury

**08 CR 2874 H —**

UNITED STATES OF AMERICA, ) Criminal Case No. \_\_\_\_\_  
Plaintiff, ) I N D I C T M E N T  
v. ) Title 18, U.S.C., 371 -  
FRANCISCO JAVIER ) Conspiracy; Title 8, U.S.C.,  
TRAPERO-FELIX (1), ) Sec. 1324(a)(2)(B)(ii) -  
FRANCISCO JAVIER ) Conspiracy to Bring in Illegal  
TRAPERO-OLGUIN (2), ) Aliens for Financial Gain;  
JUAN MANUEL SUAZO-MARTINEZ (3), ) Title 8, U.S.C.,  
Defendants. ) Sec. 1324(a)(2)(B)(ii) -  
 ) Bringing in Illegal Aliens for  
 ) Financial Gain; Title 18, U.S.C.,  
 ) Sec. 2 - Aiding and Abetting;  
 ) Title 8, U.S.C.,  
 ) Secs. 1324(a)(1)(A)(ii) and  
 ) (v)(II) - Transportation of  
 ) Illegal Aliens and Aiding and  
 ) Abetting; Title 8, U.S.C.,  
 ) Secs. 1326(a) and (b) - Deported  
 ) Alien Found in the United States

The grand jury charges:

Count 1

Beginning at a date unknown to the grand jury and continuing up to and including August 15, 2008, within the Southern District of California, and elsewhere, defendants FRANCISCO JAVIER TRAPERO-FELIX, FRANCISCO JAVIER TRAPERO-OLGUIN, and JUAN MANUEL SUAZO-MARTINEZ, with the intent to violate the immigration laws of the United States, did knowingly and intentionally conspire together and with each other and with other persons unknown to the grand jury, to bring illegal aliens

1 into the United States for the purpose of commercial advantage and  
2 private financial gain; in violation of Title 8, United States Code,  
3 Section 1324(a)(2)(B)(ii), and Title 18, United States Code,  
4 Section 371.

### OVERT ACTS

In furtherance of said conspiracy and to effect and accomplish the objects thereof, the following overt acts, among others, were committed within the Southern District of California, and elsewhere:

1. On or about August 13, 2008, defendants FRANCISCO JAVIER TRAPERO-FELIX and FRANCISCO JAVIER TRAPERO-OLGUIN transported Rogaciano Melgarejo-Rosas from Mexico into the United States via boat.
2. On or about August 14, 2008, defendants FRANCISCO JAVIER TRAPERO-FELIX, FRANCISCO JAVIER TRAPERO-OLGUIN, and JUAN MANUEL SUAZO-MARTINEZ met a group of Mexican citizens who lacked permission to enter or remain into the United States at a beach near Rosarito, Baja California, and loaded them into two boats, which then put out to sea.
3. On or about August 15, 2008, the defendants consolidated the passengers in the two boats into the boat driven by defendant FRANCISCO JAVIER TRAPERO-FELIX and manned by FRANCISCO JAVIER TRAPERO-OLGUIN, and JUAN MANUEL SUAZO-MARTINEZ. Defendants then transported the Mexican citizens who lacked permission to enter or remain into the United States into the United States.

All in violation of Title 18, United States Code, Section 371.

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Count 2

2 On or about August 15, 2008, within the Southern District of  
3 California, defendants FRANCISCO JAVIER TRAPERO-FELIX, FRANCISCO  
4 JAVIER TRAPERO-OLGUIN, and JUAN MANUEL SUAZO-MARTINEZ, with the intent  
5 to violate the immigration laws of the United States, knowing and in  
6 reckless disregard of the fact that an alien, namely, Rogaciano  
7 Melgarejo-Rosas, had not received prior official authorization to come  
8 to, enter and reside in the United States, did bring to the United  
9 States said alien for the purpose of commercial advantage and private  
10 financial gain; in violation of Title 8, United States Code,  
11 Section 1324(a)(2)(B)(ii), and Title 18, United States Code,  
12 Section 2.

Count 3

14 On or about August 15, 2008, within the Southern District of  
15 California, defendants FRANCISCO JAVIER TRAPERO-FELIX, FRANCISCO  
16 JAVIER TRAPERO-OLGUIN, and JUAN MANUEL SUAZO-MARTINEZ, with the intent  
17 to violate the immigration laws of the United States, knowing and in  
18 reckless disregard of the fact that an alien, namely, Rogaciano  
19 Melgarejo-Rosas, had come to, entered and remained in the United  
20 States in violation of law, did transport and move said alien within  
21 the United States in furtherance of such violation of law; in  
22 violation of Title 8, United States Code, Sections 1324(a)(1)(A)(ii)  
23 and (v)(II).

Count 4

On or about August 15, 2008, within the Southern District of California, defendants FRANCISCO JAVIER TRAPERO-FELIX, FRANCISCO JAVIER TRAPERO-OLGUIN, and JUAN MANUEL SUAZO-MARTINEZ, with the intent to violate the immigration laws of the United States, knowing and in

1 reckless disregard of the fact that an alien, namely, Chrisoforo  
2 Ortega-Espinoza, had not received prior official authorization to come  
3 to, enter and reside in the United States, did bring to the United  
4 States said alien for the purpose of commercial advantage and private  
5 financial gain; in violation of Title 8, United States Code,  
6 Section 1324(a)(2)(B)(ii), and Title 18, United States Code,  
7 Section 2.

8    Count 5

9    On or about August 15, 2008, within the Southern District of  
10 California, defendants FRANCISCO JAVIER TRAPERO-FELIX, FRANCISCO  
11 JAVIER TRAPERO-OLGUIN, and JUAN MANUEL SUAZO-MARTINEZ, with the intent  
12 to violate the immigration laws of the United States, knowing and in  
13 reckless disregard of the fact that an alien, namely, Chrisoforo  
14 Ortega-Espinoza, had come to, entered and remained in the United  
15 States in violation of law, did transport and move said alien within  
16 the United States in furtherance of such violation of law; in  
17 violation of Title 8, United States Code, Sections 1324(a)(1)(A)(ii)  
18 and (v)(II).

19    Count 6

20    On or about August 15, 2008, within the Southern District of  
21 California, defendants FRANCISCO JAVIER TRAPERO-FELIX, FRANCISCO  
22 JAVIER TRAPERO-OLGUIN, and JUAN MANUEL SUAZO-MARTINEZ, with the intent  
23 to violate the immigration laws of the United States, knowing and in  
24 reckless disregard of the fact that an alien, namely, Godofredo  
25 Barrales-Velles, had not received prior official authorization to come  
26 to, enter and reside in the United States, did bring to the United  
27 States said alien for the purpose of commercial advantage and private  
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1 financial gain; in violation of Title 8, United States Code,  
2 Section 1324(a)(2)(B)(ii), and Title 18, United States Code,  
3 Section 2.

4 Count 7

5 On or about August 15, 2008, within the Southern District of  
6 California, defendants FRANCISCO JAVIER TRAPERO-FELIX, FRANCISCO  
7 JAVIER TRAPERO-OLGUIN, and JUAN MANUEL SUAZO-MARTINEZ, with the intent  
8 to violate the immigration laws of the United States, knowing and in  
9 reckless disregard of the fact that an alien, namely, Godofredo  
10 Barrales-Velles, had come to, entered and remained in the United  
11 States in violation of law, did transport and move said alien within  
12 the United States in furtherance of such violation of law; in  
13 violation of Title 8, United States Code, Sections 1324(a)(1)(A)(ii)  
14 and (v)(II).

15 Count 8

16 On or about August 15, 2008, within the Southern District of  
17 California, defendant JUAN MANUEL SUAZO-MARTINEZ, an alien, who  
18 previously had been excluded, deported and removed from the United  
19 States to Mexico, was found in the United States, without the Attorney  
20 General of the United States or his designated successor, the  
21 Secretary of the Department of Homeland Security (Title 6, United  
22 States Code, Sections 202(3) and (4), and 557), having expressly  
23 consented to the defendant's reapplication for admission into the  
24 United States; in violation of Title 8, United States Code,  
25 Sections 1326(a) and (b).

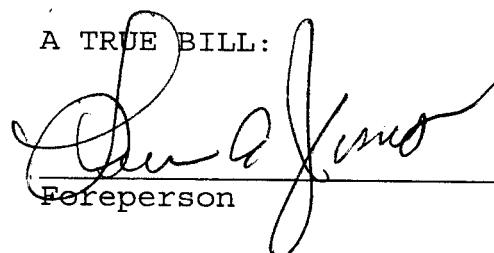
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1 It is further alleged that defendant JUAN MANUEL SUAZO-MARTINEZ  
2 was removed from the United States subsequent to September 14, 2001.  
3 DATED: August 27, 2008.

4 A TRUE BILL:  
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7   
Karen P. Hewitt  
Foreperson

8 KAREN P. HEWITT  
United States Attorney

9 By:   
10 SABRINA L. FEVE  
11 Assistant U.S. Attorney  
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